

United States District Court  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

ROBERT GENE BAILEY,  
Plaintiff,

v.

## JUDGMENT IN A CIVIL CASE

**CASE NO. 5:09-CV-258-D**

ELOISE BUTLER FULLER, SON OF  
ELOISE FULLER (Name Unavailable),  
NORTH CAROLINA DIVISION OF MOTOR  
VEHICLES, JOSEPH GARDNER, BILL  
TOMAN, R.M. ASHLEY, K.D. MACKEY,  
P.J. GRAHAM, RODNEY SMITH, UNKNOWN  
FEMALE OFFICER, CITY OF FAYETTEVILLE  
POLICE DEPARTMENT, AND UNKNOWN  
FAYETTEVILLE POLICE OFFICER,  
Defendants.

### Decision by the Court:

**IT IS ORDERED AND ADJUDGED** that the court DISMISSES plaintiff's action under 28 U.S.C. § 1915(g), and DENIES as moot plaintiff's motion to proceed in forma pauperis [D.E. 2]. The court DIRECTS the Clerk of Court to close the case.

THE ABOVE JUDGMENT WAS ENTERED TODAY, **SEPTEMBER 30, 2010** WITH A COPY TO:

Robert Gene Bailey (via USPS to Cumberland County Detention Center, 204 Gillespie Street, Fayetteville, NC 28301)

September 30, 2010  
Date

DENNIS P. IAVARONE, Clerk  
Eastern District of North Carolina

/s/ Debby Sawyer  
(By) Deputy Clerk

## Raleigh, North Carolina